

Mr. K. P. Kannan Nayar: I thought the sub-clauses relate to No. 3.

Mr. M. K. Devassy: I am extremely sorry the hon'ble member misunderstood the question. I wanted three separate statements regarding the working of the Secretariat for the year that preceded the reorganisation and after the reorganisation. That was why I put sub-clauses (a) and (b).

Mr. K. P. Kannan Nayar: I am sorry, the meaning was not clear from the question.

PROSECUTING INSPECTOR—APPOINTMENT OF.

38. Mr. K. R. Viswambharan: Will the Government be pleased to state:—

- (a) the period or periods of service put in by Mr. M. V. Abraham as Acting Prosecuting Inspector;
- (b) whether he is in Government service at present;
- (c) whether vacancy has not occurred recently for the post in which Mr. Abraham was acting;
- (d) whether he was appointed thereto;
- (e) if not, why not?

Mr. K. P. Kannan Nayar: (a) 6 months and 21 days from 4th Meenam 1112 and again for 2 months and 20 days from 24th Vrischigam 1113.

(b) No.

(c) Yes.

(d) No.

(e) Government are not bound to re-appoint a person to a post merely on the ground that he has acted before.

Mr. V. K. Krishnankutty: With regard to sub-division (e), the question is why he was not appointed. What was the particular reason for not giving him the appointment when a permanent vacancy arose? We do not say that you are bound to do it.

Mr. K. P. Kannan Nayar: The answer is clear. I have nothing more to add.

Mr. K. R. Viswambharan: May I know, Sir, whether the present appointment will not militate against Standing Order No. 16?

Mr. K. P. Kannan Nayar: No, Sir.

Mr. V. K. Krishnankutty: If we understand it aright, the meaning of S. O. No. 16 is that acting appointments should be made as carefully as permanent appointments are made. Acting incumbents have a lien on the post when it becomes permanent.

Mr. K. P. Kannan Nayar: That is not what the Standing Order says. Acting incumbents may think that they may have a lien. Not that they have a lien.

Mr. V. K. Krishnankutty : Ordinarily when the permanent vacancy comes the acting incumbent is preferred. I want to know why that was not done in this case also.

Mr. K. P. Kannan Nayar : That question has been sufficiently answered.

Mr. V. K. Krishnankutty : It is true that the Government are not bound to reappoint an acting hand when a permanent appointment arises. But why a departure was made from the general rule in this particular case?

Mr. K. P. Kannan Nayar : There is no such general rule.

39. Mr. K. R. Viswambharan : Will the Government be pleased to state :—

(a) what post Mr. N. R. Sreenivasan was holding in the Police Department just previous to his appointment as Prosecuting Inspector; what was his grade of pay;

(b) when was he appointed to his present post;

(c) whether there were persons senior to him in point of service at the time of his appointment to the present post in the Police Department;

(d) if the answer to (c) is in the affirmative, why was he given a special preference?

Rao Sahib M. Narayana Menon : (a) III grade Inspector; Ks. 40—4—60.

(b) On 26th Medam 1111.

(c) Yes.

(d) Government found him to be best fitted for the post.

Mr. K. R. Viswambharan : What is the minimum qualification prescribed for the post of the Prosecuting Inspector?

Rao Sahib M. Narayana Menon : I want notice.

Mr. V. K. Krishnankutty : Am I to understand that the hon'ble member does not know the qualifications required for a subordinate of his department?

Mr. President : Hon'ble members cannot expect him to be ready always with the complete qualifications of all his subordinates.

Mr. V. K. Krishnankutty : There are more experienced persons sitting there. Perhaps the Secretary to the Government can enlighten us on this point.

Mr. President : If the hon'ble member himself can throw light on the point, he can do so.

Mr. V. K. Krishnankutty : May I know, Sir, for purposes of promotion in the Police Department, whether the office is considered separate from the field staff?

Rao Sahib M. Narayana Menon: Yes. For executive work preference is given to executive people and efficiency, qualifications, etc., are also taken into consideration.

Mr. V. K. Krishnankutty: May I know, Sir, whether the post of the Prosecuting Inspector is one belonging to the field staff or the office staff?

Rao Sahib M. Narayana Menon: Sometimes persons are appointed belonging to neither the field staff nor the office, but law graduates are preferred.

Mr. V. K. Krishnankutty: My question is whether the post of the Prosecuting Inspector belongs to the field staff or not?

Rao Sahib M. Narayana Menon: To both.

Mr. A. V. Moothedan: May I know Sir, whether a person from the office can be promoted to the field work?

Rao Sahib M. Narayana Menon: If he is suitable he can be promoted.

Mr. K. R. Viswambharan: Were there not qualified men in the department when Mr. Krishna Menon was appointed?

Rao Sahib M. Narayana Menon: He was the senior-most law graduate in the Department.

Mr. V. K. Krishnankutty: May I know, Sir, the grade of pay of Mr. Krishna Menon when Mr. Srinivasa Ayyar was appointed Prosecuting Inspector?

Rao Sahib M. Narayana Menon: I want notice.

Mr. V. K. Krishnankutty: May I know how long Mr. Krishna Menon was serving in the Department?

Rao Sahib M. Narayana Menon: Seven years.

Mr. V. K. Krishnankutty: Was he not recruited as a law graduate to the department?

Rao Sahib M. Narayana Menon: Yes.

Mr. V. K. Krishnankutty: May I know, Sir, then was not Mr. Krishna Menon senior to Mr. Srinivasa Ayyar when the appointment of the Prosecuting Inspector was made?

Rao Sahib M. Narayana Menon: Mr. Srinivasa Ayyar had executive experience and being besides a law graduate he was preferred.

Mr. V. K. Krishnankutty: May I know, Sir, whether any recent appointment has been made giving the post of the Prosecuting Inspector to Mr. Krishna Menon?

Rao Sahib M. Narayana Menon: He was only appointed to officiate for a few days.

Mr. V. K. Krishnankutty: Is his officiating period over?

Rao Sahib M. Narayana Menon: Yes.

Mr. K. R. Viswambharan: Were there not law graduates as Inspectors of Police when this appointment was made?

Rao Sahib M. Narayana Menon: Yes. But this man is the senior-most law graduate and the vacancy was only for a few days.

Mr. A. V. Moothedan: Then if there is a long vacancy their claims would be considered?

Rao Sahib M. Narayana Menon: Claims of all people will be duly considered.

Mr. V. K. Krishnankutty: Am I to take it that this appointment was made not to disturb the field staff and for exigencies of service?

Rao Sahib M. Narayana Menon: That was the greatest consideration that prevailed with the Government.

SUDDEN DEATH OF A YOUNG MAN WHILE IN POLICE CUSTODY.

40. Mr. A. V. Moothedan: Will the Government be pleased to state whether their attention has been drawn to the sudden death, while in custody of the Police, of a young man at Chalakkudi, who was suspected to have committed theft of a bicycle as reported in the 'Malabar Mail', 'Gomathi', and 'Deepam' dated 10th Mithunam 1113?

Rao Sahib M. Narayana Menon: The occurrence has been registered as First Information Report No. 119/13 of Chalakkudi Police Station and investigation is proceeding.

Mr. A. V. Moothedan: As a result of the investigations have the Government been able to get at the truth?

Rao Sahib M. Narayana Menon: Yes.

Mr. A. V. Moothedan: May I know what is that?

Rao Sahib M. Narayana Menon: That a man who was a suspected character, who gave a false name, who came with a cycle which did not belong to him, took some poison and died.

Mr. V. K. Krishnankutty: May I know whether the occurrence is the theft of the cycle or the death of the man?

Rao Sahib M. Narayana Menon: The arrested man.

Mr. K. M. Ibrahim: Will the hon'ble member inform the House whether this young man is a native of Chalakkudi?

Rao Sahib M. Narayana Menon: No. He said he was a native of Travancore. All possible attempts were made to identify the man in Madras, Travancore, etc. His finger print was taken and sent to all those places but we were informed that they cannot trace the identity of the man.

Mr. M. K. Devassy: May I know whether his photo was taken?